

MESSAGE NO: 0007305 MESSAGE DATE: 01/07/2010

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 8099207
MESSAGE #
(s):

CASE #(s): C-533-825

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2005 TO 12/31/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQ INSTRUCTIONS FOR POLYETHYLENE TEREPHTHALATE FILM, SHEET, AND
STRIP FROM INDIA PRODUCED AND/OR EXPORTED BY MTZ POLYFILMS, LTD. (C-533-825)
CT.NO. 08-00089

MESSAGE NO: 0007305

DATE: 01 07 2010

CATEGORY: CVD

TYPE: LIQ

REFERENCE: 8099207

REFERENCE DATE: 04 08 2008

CASES: C - 533 - 825

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PERIOD COVERED: 01 01 2005 TO 12 31 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ INSTRUCTIONS FOR POLYETHYLENE TEREPHTHALATE FILM,
SHEET, AND STRIP FROM INDIA PRODUCED AND/OR EXPORTED
BY MTZ POLYFILMS, LTD. (C-533-825) CT.NO. 08-00089

1. ON 10/15/2009, THE U.S. COURT OF INTERNATIONAL TRADE (CIT)
ISSUED A FINAL DECISION IN THE CASE OF MTZ POLYFILMS, LTD. V.
UNITED STATES COURT NO. 08-00089. AS A RESULT OF THIS
DECISION, THE INJUNCTION TO WHICH MESSAGE NUMBER 8099207 REFERS
ENJOINING LIQUIDATION OF ENTRIES WHICH ARE SUBJECT TO THE
COUNTERVAILING DUTY ORDER ON POLYETHYLENE TEREPHTHALATE FILM,
SHEET, AND STRIP FROM INDIA FOR PERIOD 01/01/2005 THROUGH
12/31/2005 PRODUCED AND/OR EXPORTED BY MTZ POLYFILMS, LTD.

DISSOLVED ON 12/14/2009.

2. FOR ALL SHIPMENTS OF POLYETHYLENE TEREPHTHALATE FILM, SHEET, AND STRIP PRODUCED AND/OR EXPORTED BY MTZ POLYFILMS, LTD., AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 01/01/2005 THROUGH 12/31/2005, ASSESS A COUNTERVALING DUTY OF 31.25 PERCENT OF THE ENTERED VALUE.

3. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 01/01/2005 THROUGH 12/31/2005. FOR ALL OTHER SHIPMENTS OF POLYETHYLENE TEREPHTHALATE FILM, SHEET, AND STRIP FROM INDIA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVALING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

4. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED BY THIS INSTRUCTION.

5. THE ASSESSMENT OF COUNTERVALING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVALING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVALING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVALING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVALING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984

OR (202) 482-3577 RESPECTIVELY (GENERATED BY O6:NC).

8.THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

ALICE J. BUCHANAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party